

United States Court of Appeals  
FOR THE EIGHTH CIRCUIT

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No. 97-2565

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James H. Cody,

Appellant,

v.

Hillary B. Zimmerman; McPherson  
Land, L.P.; Gerard T. Carmody;  
Matthew D. Richardson; Missouri Title  
Guaranty Company,

Appellees.

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Appeal from the United States  
District Court for the  
Eastern District of Missouri.

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[UNPUBLISHED]

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Submitted: December 3, 1997  
Filed: December 16, 1997

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Before FAGG, BOWMAN, and MURPHY, Circuit Judges.

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PER CURIAM.

James H. Cody appeals from the order of the District Court<sup>1</sup> dismissing his complaint without prejudice for failing to state a claim. After carefully reviewing the

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<sup>1</sup>The Honorable Thomas C. Mummert III, United States Magistrate Judge for the Eastern District of Missouri, to whom the case was referred for final disposition by consent of the parties pursuant to 28 U.S.C. § 636(c) (1994).

record and the parties' briefs, we affirm the District Court's judgment. See 8th Cir. R. 47B.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.